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AN ORDINANCE approving Contract #90-WP-02, DISPOSAL OF FILTRATION LIME, ALTERNATE BID between BOCKEY'S AG LIME and the City of Fort Wayne, Indiana, in connection with the Board of Public Works and Safety.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the Contract #90-WP-02, DISPOSAL OF FILTRATION LIME, ALTERNATE BID by and between BOCKEY'S AG LIME and the City of Fort Wayne, Indiana, in connection with the Board of Public Works and Safety, is hereby ratified, and affirmed and approved in all respects, respectfully for:

the disposal of Filtration Lime, Alternate Bid;

involving a total cost of One Hundred Fifty-Six Thousand Sixty and no/100 Dollars (\$156,060.00).

SECTION 2. Prior Approval has been requested from Common Council on June 26, 1990. Two copies of said Contract are on file with the Office of the City Clerk and made available for public inspection, according to law.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM AND LEGALITY

J. Timothy McCaulay, City Attorney

THIS CONTRACT made by and between the City of Fort Wayne, by and through its Board of Public Works and Safety (hereinafter referred to as "City"), and Bockey's (hereinafter referred to as "Contractor").

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WHEREAS, the City has advertised for bids on the disposal of spent filtration lime from the sludge drying lagoons, located at 5510 Lake Avenue, Fort Wayne, Indiana; and

WHEREAS, the parties desire to enter into a non-exclusive contract with regard to said lime sludge for the year 1990, and

WHEREAS, the parties have reached certain understandings and agreements with regard to said supply, loading, hauling and spreading, the parties now agree as follows:

- 1. The bid specifications prepared by City and on file in the office of the Board of Public Works and Safety, Room 920, 9th Floor, City/County Building, One Main Street, Fort Wayne, Indiana, are attached hereto as Exhibit "A" and incorporated in this agreement.
- 2. The attached Exhibit "A" shall constitute the specific terms of the contract between the parties unless indicated to the contrary herein.
- 3. Contract Specification G.6.b is amended to read that should Contractor fail to haul and apply 18,000 dry tons of filtration lime as agreed within 365 days of awarding the contract (or by any other date mutually agreed to is writing) the Contractor shall be liable to the City for liquidated damages of \$100.00/day for each and every day after 365 days after award of the contract.
- 4. All references in the attached Exhibit "A" to "bidder" shall be construed as a reference to Contractor.
- 5. Upon periodic written request from City, Contractor shall provide City with a written report verifying the rates and uniformity of sludge application.
- 6. Results of all soil tests conducted by or for Contractor must contain the lime application rate and C.E.C. value.

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DELPHOS, OHIO 45833 (419) 692-2010



SINCE 1893

June 30, 1990

To Whom It May Concern:

Steven E. Bockey and Joan B. Bockey RFD #1, Delphos-Jennings Rd. Delphos, Ohio 45833

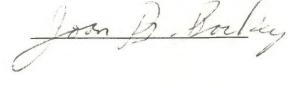
Steven E. Bockey and Joan B. Bockey currently have a Line-of-Credit account with our association. There line-of-credit is for \$41,600.00.

Steven E. Bockey and Joan B. Bockey currently have \$22,074.30 on deposit in our association.

Loan Officer

We Authorize Citizens Federal Savings & Loan to release this information.

Hem E. Borkey







| Read the first time in full and on motion by Burns seconded by level, and duly adopted, read the second time by title and referred to the Committee on level title and referred to the Committee on level title and the City Plan Commission for recommendation) and Public Hearing to be neld after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on the day of level of the council Conference Room 128, City-County Building, Aday of SANDRA E. KENNEDY, CITY CLERK |
|--|
| Read the third time in full and on motion by Burns, seconded by Address , and duly adopted, placed on its passage. PASSED TOST by the following vote: |
| TOTAL VOTES NAYS ABSTAINED ABSENT |
| BRADBURY |
| BURNS |
| EDMONDS. |
| GiaOUINTA |
| HENRY |
| LONG |
| REDD |
| SCHMIDT |
| TALARICO |
| DATED: 7-24-40 SANDRA E. KENNEDY, CITY CLERK |
| Passed and adopted by the Common Council of the City of Fort Wayne, |
| Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) |
| (SPECIAL) (SONING MAP) ORDINANCE RESOLUTION NO. 195-90 |
| on the 2 fth day of fuly, 1990. |
| SANDRA E VENNERY CHEVY CLERK SEAL |
| SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER |
| Presented by me to the Mayor of the City of Fort Wayne, Indiana, on |
| the 25th day of talk |
| at the hour of 11:00 o'clock .M., E.S.T. |
| Sandra F. Kennedy |
| SANDRA E. KENNEDY, CITY CLERK |
| Approved and signed by me this 27th day of |
| 19 90, at the hour of Y:30 o'clock P.M., E.S.T. |
| PAUL HELMKE, MAYOR |
| |

Admn. Appr.

TITLE OF ORDINANCE: Contract for #90-WP-02, Disposal of Filtration

DEPARTMENT REQUESTING ORDINANCE: Board of Public Works & Safety

SYNOPIS OF ORDINANCE: Contract #90-WP-02, Disposal of Filtration Lime, Alternate Bid PRIOR APPROVAL RECEIVED ON 6/26/90

Bockey's Ag Lime is the contractor. EFFECT OF PASSAGE: Disposal of Filtration Lime

EFFECT OF NON PASSAGE:

8-90-07-20

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) \$156,060.00 \$8.67/ton for 18,000 tons

ASSIGNED TO COMMITTEE:

| | MO | S-90-07-20 | |
|------|-----|------------|--|
| BILL | NO. | | |

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN MARK E. GiaQUINTA, VICE CHAIRMAN HENRY, LONG, TALARICO

| REFERRED A | N (ORDINANCE) | OF FILTRATION | om approving (LIME, ALTERNATE | Contract BID |
|---------------|---|----------------|-----------------------------------|-----------------|
| between | BOCKEY'S AG L | IME and the C: | ity of Fort Wayr | ne, Indiana |
| in conn | ection with t | he Board of Pu | ublic Works and | Safety |
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| Jamuell Vair | Jaldies Xong | | | |
| Jamely Vier | Jaldyling | | | |
| Jamuell Vaisa | Jalying - Kong | | | |
| James Vicos | Jalajaso - Talajaso | | | |